



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Nina Rautonen et al.

Examiner: Unassigned

Serial No: 10/663,562

Art Unit: Unassigned

Filed: September 16, 2003

Docket: 17031

For: NOVEL USE OF CARBOHYDRATES
AND COMPOSITIONS

Dated: November 13, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

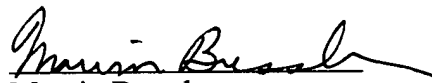
Applicants, in order to meet their duty of disclosure, set forth at 37 C.F.R. §1.56, submit herewith those references which they deem pertinent to the claims of the present application.

The pertinent prior art references are: Apajalahti et al., Appl. Environ. Microbiol., 44, In Press (October 2003); Jie et al., Am. J. Clin. Nutr., 72, 1503-1509 (2000);

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, Virginia 22313-1450, on November 13, 2003.

Dated: November 13, 2003


Marvin Bressler

Endo et al., Bifidobacteria Microflora, 10 (1), 53-64 (1991); U.S. Patent Nos. 5, 437, 880; 5,439,893; and 5,827,526; Abstract of Japanese Patent Publication JP 2072842; European Patent 0 821 885; Chem. Abstr. 129: 239693; and Chem. Abstr. 134:100052.

To that end, applicants enclose completed Form PTO-1449 wherein these references are set forth. In accordance with the new rule set forth at 37 C.F.R. §1.98(a)(2)(i), applicants are not required to submit a copy of the above-cited U.S. patent references.

Applicants request that the Examiner initial these references on completed Form PTO-1449 and make them of record in the file of the present application.

The instant Information Disclosure Statement is filed within three months of the filing date of the subject application. As such, the instant Information Disclosure Statement is filed under 37 C.F.R. §1.97(b)(1). An Information Disclosure Statement filed under this rule need be accompanied by neither certification nor fee.

Respectfully submitted,



Marvin Bressler
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Attorney for Applicants

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INFORMATION DISCLOSURE CITATION
(Use several sheets if necessary)

Docket Number (Optional)
17031

Application Number
10/663,562

Applicant(s)
Nina Rautonen et al.

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Group Art Unit
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*EXAMINER
INITIAL

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Endo et al., Bifidobacteria Microflora, 10 (1), 53-64 (1991)

Abstract of Japanese Patent Publication JP 2072842

Chem. Abstr. 129: 239693

Chem. Abstr. 134:100052

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.

17031

In Re Application Of: **Nina Rautonen et al.**

Serial No.

10/663,562

Filing Date

September 16, 2003

Examiner

Unassigned

Group Art Unit

Unassigned

Title: **NOVEL USE OF CARBOHYDRATES AND COMPOSITIONS**

Address to:

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

37 CFR 1.97(b)

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

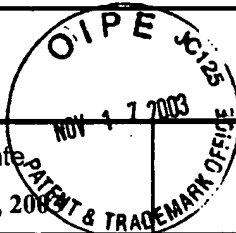
2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);**OR**☐ the fee set forth in 37 CFR 1.17(p).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
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In Re Application: Nina Rautonen et al.



Serial No.
10/663,562

Filing Date
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Unassigned

Group Art Unit
Unassigned

NOVEL USE OF CARBOHYDRATES AND COMPOSITIONS

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
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Marvin Bressler
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*This certificate may only be used if paying by deposit account.


Signature

Dated: November 13, 2003

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